IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO : 18915 of 2002

Between:

1 Md.Yousuf S/o Late Raj Mohammed
R/o Nanak Ram Guda Sherilingampally Mandal,
R.R.District.
2 Md.Shareef S/o Late Raj Mohammed
R/o Nanak Ram Guda Sherilingampally Mandal,
R.R.District.

..... PETITIONERS

AND

1 Deputy Collector cum Mandal Revenue Officer,

Sherilingampally Mandal,Ranga Reddy District.
2 District Collector,Ranga Reddy District Lakidi-ka-

pool,Hyderabad.
3 Andhra Pradesh Industrial Infrastructure Corporation Ltd.,

(APIC LTD),Basheerbagh,Hyderabad,Rep.by its Managing
Director.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus to issue a Writ, order or direction more particularly one in the nature of writ of Mandamus declaring the impugned Notices Nos. B/1970/2000-8 dt.17-4-2002 subsequent notice B/1979/2000,dt.5-9-2002,issued by the 1st respondent, as illegal violative of the Fundamental Rights guaranteed by the Constitution of India, null and void and violation of provisions of land acquisition act

and set aside the same and consequently direct the respondents not to disposes the petitioner from their lands admeasuring Ac.4.13 guntas comprised in Sy.No. 115/32,situated at Nankramguda village, Serilingampally Mandal,Ranga Reddy District.

Counsel for the Petitioner:MR.C.H.SIDDAIAH

Counsel for the Respondent Nos.1 to 3: MR.R.SUBBA RAO

The Court made the following :

ORDER:

This writ petition is filed seeking a declaration that the impugned notices dated 17-4-2002 and 5-9-2002 issued by the 1st respondent are arbitrary and illegal and for a consequential direction to the respondents not to dispossess the petitioners from their respective lands.

When the matter is taken up for consideration, it has been represented by the learned counsel for the petitioners and the learned Government Pleader for the respondents that the issue raised in this writ petition is squarely covered by the ratio laid down by a Full Bench Judgment of Seven learned Judges of this court in *L.A.O-cum-R.D.O., Chevella Division, Domalaguda, Hyderabad v. M.Pandu* and following the principles laid down in the aforesaid judgment, a learned Single Judge of this Court has also disposed of W.P.No.11759 of 2002 and batch by an order dated 20th September 2004 with the following directions.

> *" In view of the settled legal position, all the writ petitions are disposed of directing respondents 1 and 2, and the Government of Andhra Pradesh to pay the compensation to all the petitioners equivalent to full market value of the land and other benefits on par with full owners of the land. It is brought to the notice of this Court by Sri Ch.Siddaiah, learned counsel for the petitioners in some of the writ petitions, that the Government had acquired the land of the owners sometime last year. If that be so, the Government may also take into consideration the compensation fixed by the Land Acquisition Officer in those acquisition proceedings. Respondents shall take appropriate action for payment of market value to the petitioners, within a period of four months from the date of receipt of a copy of this Order. The interim orders passed shall stand vacated. It shall be open to the Government to deal with the amount deposited by the APIIC appropriately. No costs."*

Accordingly, the writ petition is disposed of in terms of the directions issued by this Court in W.P.11759 of 2002 and batch dated 20-09-2004.

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27-12-2004

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To

1 Deputy Collector cum Mandal Revenue Officer,

Sherilingampally Mandal,Ranga Reddy District.
2 District Collector,Ranga Reddy District Lakidi-ka-

pool,Hyderabad.
3 Andhra Pradesh Industrial Infrastructure Corporation Ltd.,

(APIC LTD),Basheerbagh,Hyderabad,Rep.by its Managing

Director.

4 Two CD copies.